

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

PETRÓLEOS DE VENEZUELA, S.A., PDVSA  
PETRÓLEO, S.A., and PDV HOLDING, INC.,

Plaintiffs and Counterclaim Defendants,

- against -

MUFG UNION BANK, N.A. and GLAS  
AMERICAS LLC,

Defendants and Counterclaim Plaintiffs.

No. 19 Civ. 10023 (KPF)

**NOTICE OF MOTION**

**PLEASE TAKE NOTICE** that upon the annexed Declaration of Timothy McKenna, the exhibits to that declaration, and the accompanying Memorandum of Law, and pursuant to the Court’s Opinion and Order dated October 16, 2020 (ECF No. 215), and Order dated November, 24, 2020 (ECF No. 219), Defendants and Counterclaim Plaintiffs MUFG Union Bank, N.A. (the “Trustee”) and GLAS Americas LLC (the “Collateral Agent”) will move this Court before the Honorable Katherine Polk Failla, United States District Judge for the Southern District of New York, at the United States Courthouse, 40 Foley Square, Courtroom 618, New York, New York 10007 at a date and time to be determined by the Court, for an order directing entry of a final Judgment under Rule 54(b) of the Federal Rules of Civil Procedure in the form submitted herewith

- (i) directing payment of principal and interest in the amounts set forth therein;
- (ii) dismissing with prejudice the Complaint for Declaratory Judgment and Injunctive Relief dated October 29, 2019 (ECF No. 1), including all claims asserted therein; and
- (iii) granting judgment in favor of the Trustee and Collateral Agent on the First through

Seventh Counterclaims asserted by the Trustee and Collateral Agent in Defendants' Answer and Counterclaims (ECF No. 40).

**PLEASE TAKE FURTHER NOTICE** that, pursuant to the Order dated November, 24, 2020 (ECF No. 219), the Trustee and Collateral Agent will be filing a motion for fees and expenses at a later date, pending further order of the Court.

Dated: New York, New York  
November 30, 2020

Respectfully submitted,

LATHAM & WATKINS LLP  
Christopher J. Clark  
Matthew S. Salerno  
Sean H. McMahon  
885 Third Avenue  
New York, New York 10022  
Telephone: 212-906-1200  
Facsimile: 212-751-4864  
chris.clark@lw.com  
matthew.salerno@lw.com  
sean.mcmahon@lw.com

*Attorneys for Defendants and  
Counterclaim Plaintiffs MUFG Union  
Bank, N.A. and GLAS Americas LLC, in  
their respective capacities as Trustee  
and Collateral Agent, under the  
Indenture dated October 27, 2016, and  
the Pledge and Security Agreement  
dated October 28, 2016, governing  
PDVSA's Senior Secured Notes due  
2020*

PAUL, WEISS, RIFKIND,  
WHARTON & GARRISON LLP

By: s/ Walter Rieman  
Walter Rieman  
William A. Clareman  
Jonathan Hurwitz  
Shane D. Avidan  
Zachary B. Kaye  
1285 Avenue of the Americas  
New York, New York 10019-6064  
Telephone: 212-373-3000  
Facsimile: 212-757-3990  
wrieman@paulweiss.com  
wclareman@paulweiss.com  
jhurwitz@paulweiss.com  
savidan@paulweiss.com  
zkaye@paulweiss.com

PAUL, WEISS, RIFKIND,  
WHARTON & GARRISON LLP  
Roberto J. Gonzalez (*pro hac vice*)  
2001 K Street, NW  
Washington, DC 20006-1047  
Telephone: 202-223-7300  
rgonzalez@paulweiss.com

*Attorneys for Defendants and Counterclaim  
Plaintiffs MUFG Union Bank, N.A. and  
GLAS Americas LLC, in their respective  
capacities as Trustee and Collateral Agent,  
under the Indenture dated October 27, 2016,  
and the Pledge and Security Agreement  
dated October 28, 2016, governing  
PDVSA's Senior Secured Notes due 2020  
(as to New York law issues only)*